

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**


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PENNSYLVANIA PUBLIC SCHOOL  
EMPLOYEES' RETIREMENT SYSTEM, : 11-CV-00733-WHP  
individually and on behalf of all others :  
similarly situated :  
  
Plaintiff, : STIPULATION AND  
v. : ~~PROPOSED~~ ORDER  
  
BANK OF AMERICA CORPORATION, et al. :  
  
Defendants. :  
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**IT IS HEREBY STIPULATED AND AGREED AMONG THE PARTIES THAT:**

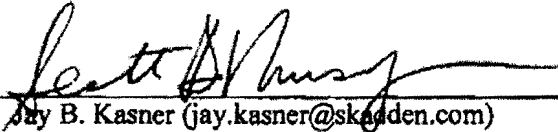
Due to the effects of Hurricane Sandy and its aftermath, the briefing schedule set forth in the Court's October 9, 2012 Scheduling Order is revised as follows:

1. The time for Defendants Kenneth D. Lewis, Joe L. Price, II, Brian T. Moynihan, Charles H. Noski and Neil Cotty (together the "Executive Defendants") to file and serve their motion to dismiss and supporting papers shall be adjourned from October 31, 2012 to November 5, 2012;
2. Plaintiffs may file and serve their opposition papers to the Executive Defendants' motion to dismiss by December 12, 2012; and
3. The Executive Defendants may file and serve any reply papers in further support of their motion to dismiss by December 21, 2012.

This is the first request to revise the Court's October 9, 2012 Scheduling Order.

**SO ORDERED:** *11/8/12*  
  
WILLIAM H. PAULEY III U.S.D.J.

Dated: New York, New York  
October 31, 2012



Jay B. Kasner (jay.kasner@skadden.com)  
Scott D. Musoff (scott.musoff@skadden.com)  
SKADDEN, ARPS, SLATE, MEAGHER &  
FLOM LLP  
Four Times Square  
New York, New York 10036  
(212) 735-3000

*Attorneys for Defendants Bank of America  
Corporation, Brian T. Moynihan, Charles H.  
Noski, Kenneth D. Lewis, Neil Cotty and  
Joseph L. Price*



A. Arnold Gershon (agershon@barrack.com)  
William J. Ban (wban@barrack.com)  
BARRACK, RODOS & BACINE  
425 Park Avenue, 31st Floor

New York, NY 10022  
(212) 688-0782

-and -

Leonard Barrack  
Daniel E. Bacine  
Mark R. Rosen  
Jeffrey A. Barrack  
Chad A. Carder  
BARRACK, RODOS & BACINE  
3300 Two Commerce Square  
2001 Market Street  
Philadelphia, PA 19103  
(215) 963-0600

*Counsel for the Pennsylvania Public School  
Employees' Retirement System*

Dated: New York, New York  
November \_\_, 2012

SO ORDERED:

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WILLIAM H. PAULEY III  
U.S.D.J.

